

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA
CHARLESTON DIVISION**

**IN RE: ETHICON, INC. PELVIC
REPAIR SYSTEMS PRODUCTS
LIABILITY LITIGATION**

**Master File No. 2:12-MD-02327
MDL 2327**

**ETHICON WAVE 9 CASES LISTED IN
EXHIBIT A TO PLAINTIFFS' NOTICE
OF ADOPTION**

**JOSEPH R. GOODWIN
U.S. DISTRICT JUDGE**

**NOTICE OF ADOPTION OF PRIOR DAUBERT RESPONSE
REGARDING STEVEN MACLEAN, M.D. FOR WAVE 9**

Plaintiffs filed a Notice of Adoption [Dkt. 8276] in the Wave 9 cases identified in Exhibit A¹ to their Notice adopting their *Daubert* Motion to Preclude Testimony of Defense Expert Steven MacLean, M.D. and Supporting Memorandum. Defendants hereby adopt and incorporate by reference the *Daubert* responses filed in relation to Steven MacLean, M.D., for Ethicon Wave 1, Dkt. [2287] and for Ethicon Wave 3, Dkt. [2942]. The Court previously overruled most of Plaintiffs' objections to Dr. MacLean's testimony, Dkt. [2724].² Defendants respectfully request that the Court deny Plaintiffs' motion, for the reasons expressed in the Wave 1 and Wave 3 response briefing and as adopted by this Court in its prior ruling.

Dated: June 12, 2019

¹ The following cases identified in Exhibit A have been dismissed: *Anna Marie Holmes*, No. 2:14-cv-02162; *Meredith Lloyd-Duncan*, No. 2:12-cv-09153; *Melinda Novelli*, No. 2:16-cv-03576; *Carla Theisen*, No. 2:13-cv-12635; and *Kay Zariski*, No. 2:14-cv-26753. Defendants adopt their prior responses with respect to those cases in the event they are later revived.

² This Memorandum Opinion and Order was adopted with respect to Wave 3 cases as well, Dkt. [4183].

Respectfully submitted,

/s/ Susan M. Robinson

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CERTIFICATE OF SERVICE

I hereby certify that on June 12, 2019, I electronically filed the foregoing document with the Clerk of the Court using the CM/ECF system which will send notification of such filing to CM/ECF participants registered to receive service in this MDL.

/s/ Susan M. Robinson

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